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E-FILED: May 4, 2010

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In Re:) Case No. BKS-07-10526
) Chapter 13
)
)
Frank S. Salvati and Mary Ann) Hearing Date: May 18, 2010
Salvati,) Hearing Time: 1:30 PM
)
)
Debtor(s).)
_____)

DEBTORS' OPPOSITION TO MOTION FOR
RELIEF FROM AUTOMATIC STAY AND REQUEST FOR RENOTICING
UNDER NRS 107.080 (AS REQUIRED UNDER NEVADA ASSEMBLY BILL 149
EFFECTIVE JULY 1, 2009)

COME NOW, Frank S. Salvati and Mary Ann Salvati, by and through attorney, David Krieger, Esq., of the LAW OFFICES OF HAINES & KRIEGER, LLC, and in response to **WELLS FARGO BANK, N.A. SUCCESSOR BY MERGER WITH WELLS FARGO HOME MORTGAGE, INC's** ("Creditor") Motion for Relief from Automatic Stay states as follows:

1. On February 05, 2007, Debtors filed the current Chapter 13 Petition in Bankruptcy with the Court.
2. Debtors' Counsel has attempted to contact Debtors however Counsel is not in a position to proffer evidence to this Court at this time to oppose Creditor's motion.

3. However, on the filing date Debtors believed that the asset securing WELLS FARGO BANK, N.A. SUCCESSOR BY MERGER WITH WELLS FARGO HOME MORTGAGE, INC's claim was necessary to the Debtors' effective reorganization.

4. Accordingly, Debtors request that in event new evidence is available to rebut Creditor's request for relief from stay that the Court permit the Debtors (or Counsel for the Debtors) to appear and speak at the relief from stay hearing in this matter.

5. In the event no new evidence is presented at the hearing and this Court is inclined to grant secured Creditor's request for relief from the automatic stay, the Debtors requests that Your Honor require Secured Creditor to renote (or notice) any pending foreclosure action(s) under NRS 107.080 (as revised by Nevada Assembly Bill 149, effective July 1, 2009) by this Creditor to the extent applicable. Pursuant to NRS 107.080 (as revised by Nevada Assembly Bill 149 effective July 1, 2009) Secured Creditor is required to provide Debtors a notice of election to enter into court mandated mediation in the event Secured Creditor desires to recommence foreclosure proceedings.

Dated: May 4, 2010

/s/ David Krieger, Esq.
Attorney for Debtor(s)

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CERTIFICATE OF MAILING RE:
DEBTORS' OPPOSITION TO MOTION FOR
RELIEF FROM AUTOMATIC STAY

I hereby certify that on May 4, 2010, I mailed a true and correct copy, first class mail, postage prepaid, of the above listed document to the following:

/s/David Krieger, Esq.
Attorney for Debtors

Gregory Wilde
212 S. Jones Blvd
Las Vegas, NV 89108